

District Judge Daybook Entry

United States District Court - Southern District of West Virginia at Charleston

Date:	10/12/2023	Case Number:	2:22-cr-00095
Case Style:	USA vs. James Gould		
Type of hearing:	Plea Hearing		
Before the Honorable:	2515-Johnston		
Court Reporter:	Ayme Cochran	Courtroom Deputy:	Staci Wilson
Attorney(s) for the Plaintiff or Government: Timothy Boggess			
Attorney(s) for the Defendant(s): Lex Coleman			
Law Clerk:	Ryan Combs		
Probation Officer:	Olivya Jones		

Court Times

Start Time	End Time	Court Time Description
10:14 AM	11:00 AM	Non-Trial Time/Uncontested Time

Time in court: 0 hours and 46 minutes. Non-Trial Time/Uncontested Time

Courtroom Notes

Scheduled Start 10:00 a.m.
Actual Start 10:14 a.m.

Defendant present in person and by counsel.
Defendant placed under oath.
Court finds Defendant competent to go forward.
There is no plea agreement in this case.
Defendant waives reading of Indictment.
Court reads statute with which Defendant is charged.
Defendant advised of elements of offense which Government would have to prove at trial.
Defendant advised of the penalties which may apply based upon the plea.
Defendant advised of right to plead not guilty, to remain silent, and to stand trial.
Court asks Government to provide factual basis for the plea.
Government calls SETH FISHER; oath given.
Direct by Mr. Boggess.
Cross by Mr. Coleman.
Court calls upon Defendant to enter a plea.
Defendant pleads guilty to Count One of the Indictment and executes written guilty plea form.

Court finds Defendant is competent and capable of entering an informed plea.
Court finds Defendant's plea to be voluntary.
Court finds that Defendant understands the consequences of the plea.
Court finds that Defendant understands the rights being given up.
Court defers finding sufficient factual basis for Defendant's plea at this time.
Court accepts plea.
Court defers adjudging Defendant guilty until the time of sentencing.
Defendant released pending sentencing.
Sentencing set for January 25, 2024, at 3:00 p.m.
Court recessed at 11:00 a.m.